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OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT
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NOTICE OF RECEIPT OF DEMAND FOR HEARING

To: Michael Madden, Esq.
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601 Union Street, Suite 1500
Seattle, WA 98101-1363

From: *KAC for* Patricia D. Petersen, Chief Presiding Officer

Date: November 8, 2013

Hearing: Seattle Children's Hospital's Demand for Hearing concerning OIC's Approvals of HBE Plan Filings, No. 13-0293

This is to advise you that on October 22, 2013, the Hearings Unit received and filed your Demand for Hearing, along with your request that the hearing be presided over by an administrative law judge from the Office of Administrative Hearings.

The Hearings Unit has already contacted you to schedule the prehearing conference in this matter. This prehearing conference, which will be held by telephone, will include: 1) you, and/or your representative if you wish; 2) the individual who will be representing the Insurance Commissioner in this matter; and 3) Patricia D. Petersen, the Chief Presiding Officer. The purpose of the prehearing conference is to discuss basic procedure to be followed before, during and after the hearing, as well as any issues or concerns which have arisen or which you believe will arise in your preparation for the hearing. Your request that an administrative law judge from the Office of Administrative Hearings will also be discussed at the prehearing conference.

For your information, we have included a brief outline of hearing procedure below.

If you have any questions concerning this Notice, please contact Kelly Cairns, the paralegal in the Hearings Unit, at the above telephone number or address.

HEARING PROCEDURES - OFFICE OF THE INSURANCE COMMISSIONER

The following is a brief summary of hearing procedure. Following the prehearing conference referred to above, a Notice of Hearing will be entered advising you of the date scheduled for the hearing held in person at the Office of the Insurance Commissioner, 5000 Capitol Blvd, Tumwater, WA. The specific rules which govern the hearing procedure, which include many more details, can be found primarily at Chapter 34.05 RCW (the Administrative Procedure Act) and Chapter 10-08 WAC. Your hearing will be presided over by an administrative law judge who handles cases where actions of the Insurance Commissioner are appealed, such as yours. It will be conducted in a fairly formal manner; however, it will be as flexible as possible to accommodate the needs of the parties and any witnesses which may appear. You will be allowed to submit documents to support your version of the facts. Testimony may also be presented in the form of live witnesses, including the parties themselves; also, if requested, witnesses are allowed to testify over the telephone at the discretion of the judge. In some types of cases parties have the right to have their hearing presided over by an administrative law judge from the Office of Administrative Hearings if they so choose.

The hearing normally begins with each party presenting an opening statement summarizing what they intend to prove; then each party presents its case-in-chief which includes presentation of documents and testimony, subject to cross examination by the opposing party; then the hearing concludes with each party presenting its closing arguments summarizing what they believe they have shown.

The judge is an individual who has not had any involvement with this case. The judge will hear and make the final decision in the case without any communication, input or review by the Insurance Commissioner or staff or any other individual who has knowledge of the case. The judge's final decision may 1) uphold the Commissioner's action; 2) reverse the Commissioner's action; or 3) impose penalties which are less than those contained in the Commissioner's action.

Please note that, pursuant to General Rule 24, Washington Rules of Court, attorneys representing individuals or entities in Washington State adjudicative proceedings such as this, need **not** be licensed as an attorney in Washington State.